

House File 698

H-1058

1 Amend House File 698 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <Section 1. Section 331.325, subsection 3, Code 2019, is
5 amended to read as follows:

6 3. a. In lieu of management of the cemeteries, the
7 board of supervisors may create, by ordinance, a cemetery
8 commission to assume jurisdiction and management of the pioneer
9 cemeteries in the county. The ordinance shall delineate the
10 number of commissioners, the appointing authority, the term of
11 office, officers, employees, organizational matters, rules of
12 procedure, compensation and expenses, and other matters deemed
13 pertinent by the board. The board may delegate any power and
14 duties relating to cemeteries ~~which~~ that may otherwise be
15 exercised by township trustees pursuant to sections 359.28
16 through 359.40 to the cemetery commission except the commission
17 shall not certify a tax levy pursuant to [section 359.30](#) or
18 359.33 and except that the expenses of the cemetery commission
19 shall be paid from the county general fund.

20 b. The cemetery commission, once created, may continue to
21 assume jurisdiction and management of a cemetery that would
22 no longer qualify as a pioneer cemetery due to recent burials
23 if the cemetery qualified as a pioneer cemetery upon or after
24 creation of the cemetery commission. The choice to continue
25 retaining jurisdiction and control of a cemetery that no longer
26 qualifies as a pioneer cemetery shall be made jointly between
27 the county board of supervisors and the cemetery commission.

28 c. The board of supervisors and the cemetery commission
29 may decide to jointly care for any cemetery that had between
30 thirteen and twenty-four burials within the previous fifty
31 years. However, a cemetery that had thirteen or more burials
32 within the previous fifty years shall not be considered a
33 pioneer cemetery.>

SEXTON of Calhoun